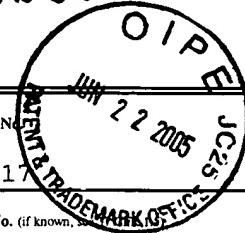


JC10 Rec'd PCT/PTO 22 JUN 2005



FORM PTO-1390	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 3165-117
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. Application No. (if known) 10/522,095
INTERNATIONAL APPLICATION NO. PCT/EP2003/008013	INTERNATIONAL FILING DATE July 22, 2003	PRIORITY DATE CLAIMED July 23, 2002
TITLE OF INVENTION 3-HETEROCYCLYL SUBSTITUTED BENZOIC ACID DERIVATIVES		
APPLICANT(S) FOR DO/EO/US Michael PUHL, Gerhard HAMPRECHT, Robert REINHARD, Ingo SAGASSER, Werner SEITZ, Cyrill ZAGAR, Matthias WITSCHEL, Andreas LANDES		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. [] This is a FIRST submission of items concerning a filing under 35 U.S.C. 371</p> <p>2. [X] This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. [] This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. [] The US has been elected (Article 31).</p> <p>5. [] A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. [] is attached hereto (required only if not communicated by the International Bureau). b. [] has been communicated by the International Bureau. c. [] is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. [] An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. [] is attached hereto. b. [] has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. [] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. [] are attached hereto (required only if not communicated by the International Bureau). b. [] have been communicated by the International Bureau. c. [] have not been made; however, the time limit for making such amendments has NOT expired. d. [] have not been made and will not be made.</p> <p>8. [] An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. [] An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. [X] An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
ITEMS 11. TO 20. below concern other document(s) or information included:		
<p>11. [] An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. [] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. [] A preliminary amendment.</p> <p>14. [] An Application Data Sheet under 37 CFR 1.76.</p> <p>15. [] A substitute specification.</p> <p>16. [] A power of attorney and/or address letter.</p> <p>17. [] A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825</p> <p>18. [] A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. [] A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. [] Other items or information:</p>		

U.S. APPLICATION NO. (If known, see 37 CFR 1.50)
10/522,095INTERNATIONAL APPLICATION NO.
PCT/EP2003/008013ATTORNEY DOCKET NO.
65-117

21. The following fees are submitted:

Basic National Fee (37 CFR 1.492)(a)(1)-(5):

- a) Basic national Fee \$300.00
 b) Examination fee \$200.00
 c) Search fee \$500.00

CALCULATIONSPTO USE ONLY**TOTAL OF ABOVE CALCULATIONS =**

\$

Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

Claims	Number Filed	Number Extra	Rate	
Total Claims	20 -20 =	0	X \$50.00	\$0
Independent Claims	1 - 3 =	0	X \$200.00	\$0
Multiple dependent claim(s) (if applicable)			+ \$360.00	\$0
TOTAL OF ABOVE CALCULATIONS =				\$0

Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.

SUBTOTAL = \$0

Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).

\$0

TOTAL NATIONAL FEE = \$0

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

+

\$0

TOTAL FEES ENCLOSED = \$0

Amount to be refunded	\$
charged	\$

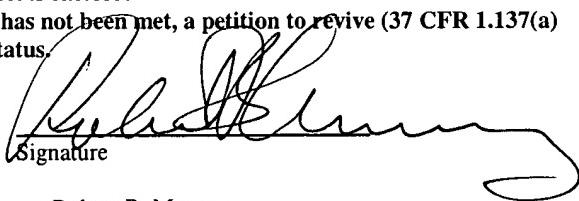
- a. A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. Please charge my Deposit Account No. 02-2135 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Customer No. 6449

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 Name

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